

ORDINANCE 2006-03

**ORDINANCE AMENDING THE FEES
IN CONNECTION WITH CHAPTER 11 APPENDIX, FEES ESTABLISHED
OF THE MUNICIPAL CODE OF ORDINANCES
RELATING TO ENVIRONMENTAL SANITATION**

The Village Board of the Village of Sturtevant, Racine County, Wisconsin do resolve as follows:

WHEREAS, the Caledonia/Mt. Pleasant Health Department contracted with the Wisconsin Department of Health and Family Services to become its agent as authorized by §§254.47 and 254.69, Wis. Stats.; and

WHEREAS, the Village of Sturtevant is required to establish fees for various services provided by the Caledonia/Mt. Pleasant Health Department as the agent of Wisconsin Department of Health and Family Services;

NOW, THEREFORE, BE IT ORDAINED, that the Village Board hereby sets forth the fees applicable to permits and licenses pursuant to Chapter 11 Appendix. Establishment of Fees, as follows:

(A) Restaurant/Mean Food Service

- (1) Limited Food Service Restaurant:** A restaurant that serves only individually wrapped, hermetically sealed single servings supplied by a licensed processor.
 - a. License Fee: \$125.00
 - b. Pre-license Fee: \$125.00
 - c. Reinspection Fee: \$96.00
 - d. Plan Review Fee/Hour: \$90.00
 - e. Late Fee: \$90.00
- (2) Low Complexity Restaurant:** A restaurant in which all of the following criteria are met:
 - a. Food is cooked to order.
 - b. Food may be kept in a hot or warm condition, but only for one meal period. Such food may not be cooled and re-served at a later time.
 - c. Limited preparation of food. Pre-packaged products may be mixed together and minor preparation, such as slicing onions or pickles as condiments, is acceptable.

- d. Potential for cross-contamination must be minimal. No raw chicken or other meats may be used. Pre-breaded fish or preformed burger patties (fresh or frozen) may be used.
- | | | |
|----|-----------------------|----------|
| 1. | License Fee: | \$195.00 |
| 2. | Pre-licensing Fee: | \$193.00 |
| 3. | Reinspection Fee: | \$96.00 |
| 4. | Plan Review Fee/Hour: | \$90.00 |
| 5. | Late Fee: | \$90.00 |
- (3) **Moderate Complexity Restaurant:** A restaurant in which any of the following criteria are met:
- a Any Potentially Hazardous Food, as that term is defined in Wis. Admin. Code Ch. 196, is cooled and/or reheated.
- b Any food products made from scratch.
- c The facility seats 50 or more patrons.
- d The facility has a drive-up window or walk-up service window or provides delivery of food.
- f Any raw poultry, seafood, or bulk beef is served. This does not apply to use of preformed patties.
- g The facility provides catering services.
- h The facility provides banquet services.
- | | | |
|----|-----------------------|----------|
| 1. | License Fee: | \$277.00 |
| 2. | Pre-licensing Fee: | \$312.00 |
| 3. | Re-inspection Fee: | \$96.00 |
| 4. | Plan Review Fee/Hour: | \$90.00 |
| 5. | Late Fee: | \$90.00 |
- (4) **High Complexity Restaurant:** A moderate complexity restaurant in which five or more of the moderate complexity criteria set forth above are present.
- | | | |
|---|-----------------------|----------|
| a | License Fee: | \$382.00 |
| b | Pre-licensing Fee: | \$432.00 |
| c | Re-inspection Fee: | \$96.00 |
| d | Plan Review Fee/Hour: | \$90.00 |
| e | Late Fee: | \$90.00 |
- (5) **Temporary Restaurant:** A restaurant that operates at a fixed location for a period of no more than 14 consecutive days in conjunction with a single event or celebration such as a fair, carnival, circus, public exhibition, anniversary sale or occasional sales promotion. Occasional means fewer than 4 days during any 12-month period. Licenses are issued at the site of the event. A temporary restaurant may be moved from location to location within the Village, but may not operate from the new location until it has been inspected and found to be in compliance. A temporary restaurant license may not be used to operate more than one restaurant at a time exceeding 14 consecutive days.
- | | | |
|---|--------------|-------------|
| a | License Fee: | \$25/50/75* |
|---|--------------|-------------|
- * Depending on complexity of service.

b Bed and Breakfast Establishments.

1. License Fee: \$85.00
2. Pre-licensing Fee: \$90.00
3. Re-inspection Fee: \$96.00
4. Plan Review Fee/Hour: \$90.00
5. Late Fee: \$90.00

c Hotels, Motels, Tourist Rooming Houses.

1. 05-30 Sleeping Rooms
 - (a.) License Fee: \$179.00
 - (b.) Pre-licensing Fee: \$180.00
2. 31-99 Sleeping Rooms
 - (a.) License Fee: \$274.00
 - (b.) Pre-licensing Fee: \$288.00
3. 100-199 Sleeping Rooms
 - (a.) License Fee: \$360.00
 - (b.) Pre-licensing Fee: \$396.00
4. 200 or more Sleeping Rooms
 - (a.) License Fee: \$432.00
 - (b.) Pre-licensing Fee: \$432.00
5. Tourist Rooming House (1-4 rooms)
 - (a.) License Fee: \$122.00
 - (b.) Pre-licensing Fee: \$252.00
6. Re-inspection Fee: \$96.00
7. Plan Review Fee/Hour: \$90.00
8. Late Fee: \$90.00

d Tattooing and Body Piercing.

1. Tattoo or Body Piercing Establishment
 - (a.) License Fee: \$120.00
 - (b.) Pre-licensing Fee: \$360.00
2. Combined Tattoo/Body-Piercing Establishment
 - (a.) License Fee: \$180.00
 - (b.) Pre-licensing: \$360.00
3. Re-inspection Fee: \$96.00
4. Plan Review Fee/Hour: \$90.00
5. Late Fee: \$90.00
6. Temporary Event: \$60.00
7. Tattooist: \$60.00
8. Body Piercer: \$60.00

- e. **“Class B” or “Class C” Premises (Tavern and Bar).**
 - 1. Tavern or Bar
 - a. Licensing Fee: \$75.00
 - b. Pre-licensing Fee: \$100.00
 - c. Preinspection Fee: \$96.00
 - d. Plan Review Fee/Hour: \$96.00
 - e. Late Fee: \$90.00
- f. **Pet Shop/Store.**
 - 1 Licensing Fee: \$120.00
- g. **Duplicate Permit Fee:** \$ 15.00
- h. **School Food Service Facilities.**
 - Inspection Fee:
 - 1. Full Kitchen \$210.00
 - 2. Food Reheat \$75.00
 - 3. Re-Inspection \$75.00
- i. **Sanitation Permit Fee:** \$75.00

(C) Special Event Annual Inspection Fee *(an Event can be more than 1 day)

Special Event inspection shall be conducted during all temporary events (i.e. Carnivals, fairs, fundraising, bazaars, etc) to protect food safety and public health.

Requirements of Inspection:

Inspection shall be conducted in accordance to the terms and conditions of this ordinance or HFS 196; chapter 10 of the Wisconsin Administrative Code.

(1) Temporary Food Establishments Definitions

a. “Food Establishment” means an operation that stores, prepares, serves, vends, sells or otherwise provides food for human consumption. The term “food establishment” includes a “restaurant” as defined in. §254.65(5), Wis. Stats.; a “retail food establishment” as defined in §97.30, Wis. Stats.; and a “temporary restaurant” as defined in §254.61(5m), Wis. Stats.

b. “Temporary Food Establishment” means a food establishment that operates at a fixed location for a period of no more than 14 consecutive days in conjunction with a single event or celebration such as a fair, carnival, circus, public exhibition, anniversary sale or occasional sales promotion.

(2) **Permit Required.** No Person may operate a Temporary Food Establishment in the Village of Sturtevant without a Department permit. Applications for permits shall be submitted to the Department along with the appropriate special event inspection fee. Permits issued hereunder shall be conspicuously displayed at the Temporary Food Establishment.

(3) **Inspection by Department.** Authorized employees of the Department, upon presenting proper identification, shall have the authority to perform inspections from time to time of any Temporary Food Establishment for compliance with this Code, including the state laws incorporated in this Code by reference.

(4) **Violations.** Any Person who operates a Temporary Food Establishment in violation of any of the provisions of this Code, including the state laws incorporated into this Code, shall be subject to forfeitures and any other penalties allowed by this Code including, but not limited to, revocation of the permit. Any Person who operates a Temporary Food Establishment without a proper permit shall be subject to a forfeiture of \$100.00 for each day in which the Person operates without a permit.”

(5) **Inspection Fees:** The inspection fees shall follow the corresponding grouping

1 – 5 Events \$50.00

6 – 10 Events \$75.00

11 Events and over \$100.00

This ordinance shall take effect upon adoption and publication as provided by law.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin this 7th day of March, 2006.

VILLAGE OF STURTEVANT

By: _____
Steven Jansen, Village President

Attest: _____
Donna Deuster, Clerk/Deputy Treasurer